

SPECIAL MEETING of the Burrillville Town Council held Monday, May 24, 2010 at 12:19 P.M. in the Town Council Chambers, 105 Harrisville Main St., Harrisville, RI, for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville

MEMBERS ABSENT: None

1. MOTION to grant a request for Executive Session from Town Council President Nancy F. Binns pursuant to Rhode Island Open Meeting [42-46-5 (a)(2)] for consideration, discussion and action relative to potential litigation against Burrillville School Committee related to contracts and agreements, including but not limited to a collective bargaining agreement with the Burrillville Teachers' Association.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Wallace F. Lees.

Councilors John M. Karmozyn, Jr. and Norman C. Mainville recused themselves from discussion and action on the matter and left the building.

The vote was unanimous by the five members present. Voting in favor

of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

2. Reconvene in open session: If the executive session is granted, the special meeting will reconvene at the conclusion of executive session.

The Town Council reconvened in open session. Council President Nancy F. Binns noted that Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and had left the building for executive session and the remainder of the meeting.

3. Consider and act on a motion to seal the minutes of Executive Session.

VOTED to seal the minutes of executive session, noting that one vote had been taken.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the five members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and

Norman C. Mainville had recused themselves and were not present when the vote was taken.

4. Consider and act on a resolution objecting to the Burrillville School Committee entering into imprudent contracts and agreements while Fiscal Year 2010-2011 state and local budget issues remain unresolved.

VOTED to open.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the five members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

VOTED to add: Whereas, you have failed to consult with the Town Council and as such you are in violation of Charter provisions 11.10(C); this violation could have ramifications as specified in Charter section 11.04(B) of the Burrillville Town Charter; and that the solicitor is authorized to put the language in more legal terms.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the five members

present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

VOTED that the resolution be hand-delivered by the police department to the (school committee) members at their homes, and that if (the police department) cannot find a member at home, then they can give the rest to the superintendent who would hand-deliver it.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the five members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

5. Consider action relative to R.I.G.L. §45-2-1.1. Authorization of every town, city and district to postpone their budgets and Financial Town Meetings for Fiscal Year 2010-2011.

VOTED to open.

Motion by Councilor Kevin D. Heitke. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the five members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

Discussion: Michael C. Wood, Town Manager, explained that the legislature had adopted amendments to R.I.G.L. §45-2-1.1 that allowed for postponement of budgets for FY2011. Mr. Wood suggested that the Town Council consider postponement to the end of July because of the severity of budget problems and the potential for significant impact on school and town services. Mr. Wood suggested that departments, School Committee and Budget Board be notified so that it would be clear that there was no need for immediate action based upon the budget schedule.

VOTED, pursuant to R.I.G.L. 45-2-1.1 giving us authorization, to continue the drafting of our budget, completing it, until July 30th of this year; and to notify all departments of the same.

Motion by Councilor Kevin D. Heitke. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the five members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley

and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

6. VOTED to adjourn.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the five members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley and Kevin D. Heitke. Councilors John M. Karmozyn, Jr. and Norman C. Mainville had recused themselves and were not present when the vote was taken.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk